IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION
Dated: Nainital: the 20th day of May 2005
Bail application no. 449 **of 2005**
Order on the bail application of accused

CRIMINAL SIDE

Gurmukh Singh alias Kake
S/o Sri Tara Singh
R/o Village Mathkhera
P. S. Milak Khanam
District Rampur …. Applicant

Versus

State of Uttaranchal ….Opposite Party

Arising out of Case Crime No. 448 of 2004
Under Sections 394 of I.P.C.
Police Station Kechha
District Udham Singh Nagar

By the court

Hon'ble B.C. Kandpal, J.

The applicant has applied for bail in case crime No. 448 of 2004, Under Section 394 of I.P.C. registered at Police Station Kechha, District Udham Singh Nagar.

Heard Sri Dharamveer Sharma, learned senior counsel assisted by Mohd. Azim for the applicant, learned A.G.A. and perused the record.

The applicant has been arrested after about three months of the occurrence and that too on the disclosure of the co-accused.

Learned A.G.A. could not show any other clinching evidence against the applicant at this stage except the criminal history of the applicant and the same can not be said to be a sufficient clinching circumstance.

In the aforesaid circumstances, I think, it would be just and proper to release the applicant on bail.

Let the applicant Gurmukh Singh @ Kake be released on bail on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of C.J.M. concerned.

(B.C. Kandpal, J.)

20.05.2005
Shiv